

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

|                            |   |                          |
|----------------------------|---|--------------------------|
| _____                      | ) |                          |
| PATRA, LLC, &              | ) |                          |
| ILIAS GIANNAKOPOULOS,      | ) |                          |
| Plaintiffs,                | ) |                          |
|                            | ) | Docket No. 1:05-cv-11471 |
|                            | ) |                          |
| MOTIVA ENTERPRISES, LLC, & | ) |                          |
| STEVE L. SANTORO,          | ) |                          |
| Defendants.                | ) |                          |
| _____                      | ) |                          |

**CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 7.1**

I, Anne Marie-Gerber, hereby certify that on August 17, 2005, I informed plaintiff's counsel Erik J. Frick, Esquire via telephone of the intent of Defendants Motiva Enterprises, LLC, and Steve L. Santoro, to file Defendants' Motion to Dismiss, With Prejudice, Counts V and VIII of Plaintiffs' Complaint, Or In the Alternative, For Judgment on the Pleadings As to Those Counts Only.

Dated: August 22, 2005

**MOTIVA ENTERPRISES, LLC. and  
STEVE L. SANTORO**  
By Their Attorneys,

/s/ Anne-Marie Gerber  
William L. Parker, BBO# 549839  
Amy Cashore Mariani, BBO # 630160  
Anne-Marie Gerber, BBO# 649337  
**FITZHUGH, PARKER, & ALVARO, LLP**  
155 Federal Street, Suite 1700  
Boston, MA 02110-1727  
(617) 695-2330

**CERTIFICATE OF SERVICE**

I hereby certify that on August 22<sup>nd</sup>, 2005, I have served the above document upon all counsel of record as follows.

Erik J. Frick, Esq.  
Eckert Seamans Cherin & Mellott, LLC  
One International Place, 18th Floor  
Boston, MA 02110

/s/ Melissa Wangenheim  
Melissa Wangenheim